



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, D.C. 20460

April 25, 2019

OFFICE OF CHEMICAL SAFETY  
AND POLLUTION PREVENTION

DR. CHRIS HOFELT  
BASF CORPORATION  
AGRICULTURAL PRODUCTS  
26 DAVIS DRIVE, PO Box 13528  
RESEARCH TRIANGLE PARK, NC 27709-3528

Dear Dr. Hofelt:

Subject: Transfer of Pesticide Registrations From Company Number **264** to Company Number **7969**

Pursuant to your request in your letter and transfer agreement of August 21, 2018, we have approved the transfer of the following registrations from BAYER CROPSCIENCE LP, company number 264 to BASF CORPORATION, company number 7969.

The effective date of these changes is the date of this letter.

Registered Products	Old EPA Reg. No.	New EPA Reg. No.
VOTIVO FS	264-1108	7969-437
CHANCELLOR	264-1112	7969-438
BAFI SDN (MUP)	264-1113	7969-439
BAFI SDN	264-1114	7969-440
FLUOPYRAM ST	264-1167	7969-441
VOTIVO 240 FS	264-1183	7969-442

You may continue to sell and distribute existing product stocks, bearing the transferor's label, for 18 months from the date of this letter. Per your request for an 18-month transition period, you may also continue to produce new product bearing the transferor's existing, previously approved label, and sell and distribute that new product, for 18 months after the date of this letter, but you may not sell and distribute product bearing the transferor's label after that 18-month period. Each product container or package bearing the transferor's label that is sold or distributed after the effective date of this product registration transfer must be clearly and accurately marked with the batch number, lot number, or other descriptive designation used to identify the product in your records.

Supplemental distribution agreements of registered products do not transfer with the Section 3 registration. It is your responsibility as the registrant to notify any and all supplemental distributors of the transferred product(s) of this transfer agreement. If you wish to enter into supplemental distribution agreements of your product(s) under this new registration, the form "Notice of Supplemental Distribution of a Registered Pesticide Product," EPA Form 8570-5, must be submitted to the Agency for each supplemental distributorship.

You are required to contact your local EPA Regional Office to determine what effect this transfer of pesticide registrations has on the pesticide production establishment registration.

It will not be necessary to submit labeling for review if the only changes are in the company designation and the EPA Registration Number. Other changes in the product and/or labeling may require EPA review and approval prior to distribution or sale of the product containing the new registration number. In any correspondence on these products always refer to the U.S. EPA Registration Number listed above.

The transferred registration will have the same status under the Federal Insecticide, Fungicide and Rodenticide Act, as amended, 7 USC 136 et seq., as it had prior to the approval of this transfer.

When registrations are transferred from one company to a second company, all restrictions, data requirements, conditions (suspensions), and deadlines existing on the registrations are transferred with the registrations. The new company is responsible for adhering to or complying with all such restrictions, etc. on the acquired products.

With regard to deadlines, the transferee company is responsible for submitting all required data according to the schedules already established for the acquired products. Failure to do so will result in the issuance of a Notice of Intent to Suspend. Requests from transferee companies for additional time to submit, because they acquired the registration(s) after the 3(c)(2)(B) request was issued will not be granted. If a transferee company has other valid reasons for delays in the testing which were clearly outside of their control, then such requests for time extensions will be considered in accordance with the established procedures. Transfers occurring while a 3(c)(2)(B) request is being issued or during the 90-day response time are subject to the same conditions expressed above.

Registration is in no way to be construed as an endorsement or approval of these products by the Agency. In order to protect health and the environment, the Administrator, on his motion, may at any time suspend or cancel the registration of a pesticide in accordance with FIFRA.

Furthermore, the transfer of the subject registrations is approved under the condition that the annual maintenance fee obligation has been fully satisfied. The annual maintenance fee is based solely on the total number of active section 3 and section 24(c) registrations held by the transferor. If the annual maintenance fee has not been fully satisfied, the transferee and transferor will be notified to comply within a specified time period or the affected registrations may be canceled.

By copy of this letter we are informing the transferor of these changes. If you have any questions, please contact Louis Vaughn at (703) 308-8114.

Sincerely,



Kimberly Smith, Chief  
Information Services Branch  
Information Technology & Resource Management Div. (7504P)

cc: MR. GEORGE SABBAGH  
MS. SUNDEE WILLIAMS  
BAYER CROPSCIENCE LP  
800 N. LINDBERGH BLVD.  
ST. LOUIS, MO 63167-

**RE: L\_264\_REG\_7969\_04\_25\_2019**

## CHECKLIST for TRANSFER of REGISTRATION(S) ONLY

<b>Transferor: Bayer CropScience LP</b>		<b>Co. #: 264</b>	
<b>Transferee: BASF CORPORATION - AGRICULTURAL PRODUCTS</b>		<b>Co. #: 7969</b>	
<b>Transfer Type: Registration Only</b>		<b>Date: LTR: 08/21/2018 PP: 08/31/2018</b>	
<b>CHECK</b>	<b>REQUIREMENTS</b>		
√	Entry into Log Book	√	Company info checked in OPPIN and printed
√	Products verified in OPPIN (active/cancelled/suspended, etc.)	√	Maintenance Fee Records checked (active/cancelled/SLN/fee paid)
	<b>Ensure That the Package Contains the Following:</b>	<b>COMMENTS</b>	
√	(1) XFER Agreement Has <b>Original Signatures</b> from Both Companies?		
√	(2) Name, Address & State of Incorporation of Transferor (& Co. #)	<b>DE</b>	
√	(3) Name, Address & State of Incorporation of Transferee (& Co. #.)	<b>DE</b>	
√	(4) Name(s) / List & EPA Registration No.(s) of the product(s) being transferred.	<b>264-1108, -1112, -1113, -1114, -1167 &amp; -1183</b>	
√	(5) Statement that the Transferor transfers to the Transferee all right, title, and interest in the EPA registration(s) listed in the document.		
√	(6) Statement that the transferred registration(s) shall not serve as collateral or otherwise secure any loan or other payment arrangement or executory promise. The reg'n(s) shall not revert to the Transferor unless a new transfer agreement is submitted to & approved by the Agency		
√	(7) Description of the general nature of the underlying transaction, e.g., merger spin-off, bankruptcy (no financ'l info. need be disclosed)	<b>SALE</b>	
√	(8) Statement that the Transferor and Transferee understand that any false statement may be punishable under law (18 USC1001)		
√	(9) An acknowledgement by Transferee that his rights & duties concerning the reg'n under FIFRA and 40 CFR, Ch. 1 will be deemed by EPA to be the same as those of the Transferor at the time the transfer is approved.		
√	(10) <b>Notarized</b> Statement from Transferor <b>Affirming</b> that:		
√	<b>(A)</b> The person signing the transfer agreement is authorized by the registrant to bind the Transferor.		
√	<b>(B)</b> No court order prohibits the transfer, & that any required court approvals have been obtained.		
√	<b>(C)</b> The transfer is authorized under all relevant Federal, State & local laws, & all relevant corporate charters, bylaws, partnerships, or other agreements.		
√	<b>Note:</b> It is preferable that the Affirmation Statement be signed by someone <u>other</u> than the person signing the transfer agreement.		
√	Look in OPPIN for Next REG #(s) and EUP #	<b>7969-437</b>	
√	OPPIN Work		
√	Generate Letter and Give to Branch Chief for Signature		
Copies of Letter Made and Distributed/Mailed			
√	Transferor	√	RD, JFR, PM20, PM92
√	Transferee	√	In Transfer File
√	Updated Log Book	<b>Completed: L. Vaughn      Date: 04/25/2019</b>	
<b>Comments:</b> REG XFER -Post April 25, 2018 - "New Production" opinion applies. New First Paragraph. LWV			

## Vaughn, Louis

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**From:** Vaughn, Louis  
**Sent:** Thursday, April 25, 2019 4:28 PM  
**To:** Adams, Teretha; Dillard, Sylvia  
**Cc:** Joyner, Shaja; Kausch, Jeannine; Leifer, Kerry  
**Subject:** FW: Transfer 264\_REG\_7969 (A)  
**Attachments:** L\_264\_REG\_7969\_04\_25\_2019.pdf

For your records and jackets.

Louis Vaughn - USEPA

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**From:** Vaughn, Louis  
**Sent:** Thursday, April 25, 2019 4:27 PM  
**To:** Robert.Graney@Bayer.com; catherine.holmes@basf.com; Chris.Hofelt@BASF.com; George.Sabbagh@Bayer.com  
**Cc:** Sundee Williams <sundee.williams@bayer.com>; John.Arthur@BASF.com  
**Subject:** Transfer 264\_REG\_7969 (A)

Attached, is the requested Product Registration Transfer from **BAYER CROPSCIENCE LP (264)** to **BASF CORPORATION - AGRICULTURAL PRODUCTS (7969)**. Due to a sale, you transferred 6 - Section 3 products.

VOTIVO FS	264-1108	is now <b>7969-437</b>
CHANCELLOR	264-1112	is now <b>7969-438</b>
BAFI SDN (MUP)	264-1113	is now <b>7969-439</b>
BAFI SDN	264-1114	is now <b>7969-440</b>
FLUOPYRAM ST	264-1167	is now <b>7969-441</b>
VOTIVO 240 FS	264-1183	is now <b>7969-442</b>

Best regards.

For Change of Address or Agent:

<http://www2.epa.gov/pesticide-registration/pesticide-registration-manual-how-report-changes-company-name-or-address>

For Product Transfers, Data Transfers or Company Numbers Transfers:

<http://www2.epa.gov/pesticide-registration/pesticide-registration-manual-chapter-16-transfer-product-registrations-and>

For Other Information: <http://www2.epa.gov/pesticide-registration/pesticide-registration-manual>

Louis Vaughn, MS  
Information Management Specialist  
U.S. Environmental Protection Agency  
OCSPP/OPP/ITRMD/ISB  
[vaughn.louis@epa.gov](mailto:vaughn.louis@epa.gov)



August 21, 2018

Document Processing Desk (XFER)  
Office of Pesticide Programs  
U.S. Environmental Protection Agency  
Room S-4900, One Potomac Yard  
2777 South Crystal Drive  
Arlington, VA 22202

Dear Mr. Vaughn:

**Subject: Bayer CropScience LP (EPA Company Number 264)  
Transfer of EPA Product Registration to  
BASF Corporation  
(EPA Company Number 7969)**

Bayer CropScience LP [EPA Company Number 264] (the Transferor) requests that the U.S. Environmental Protection Agency transfer certain EPA registered products to BASF Corporation [EPA Company Number 7969] (the Transferee).

A Transfer Document, executed by authorized representatives of both parties, provides the required documentation and affirmations delineated at 40 CFR §152.135(b) and (c) to effect this request for transfer of EPA product registrations. The Transfer Document is enclosed with this letter.

In support of the sale of the products and the registrations from Bayer CropScience LP, to BASF Corporation, the sale agreement provides a transition period of eighteen months after EPA's approval of the transfer of the registrations and corresponding product labels. Bayer CropScience LP provides the licenses and other necessary rights to use the company name and logo during the transition period. This allows for the continuation of production during this period with seamless transition of the product registrations while maintaining supply of the product to customers. During the transition period, BASF Corporation completes internal activities to ensure manufacturing and supply processes are established to produce product bearing BASF Corporation registered labels upon obtaining the necessary state registrations. In addition, the sales agreement provides, as necessary, transitional services including regulatory, manufacturing, supply, and product services (e.g., call center) support for this transitional period.

Consistent with the sale agreement explained above for the registered products subject to this transfer, Bayer CropScience LP requests that EPA allow the labels which currently appear on Bayer CropScience LP products to continue to be used up to 18 months after the effective date of the transfer.

Under the terms of 40 CFR §152.135(d), I understand that the Agency will approve the transfer without requiring that the Transferee obtain new registrations and that the Agency will notify the Transferor and the Transferee of its approval of this transfer request.

Please contact Sundee Williams at 919-549-2255 or [sundee.williams@bayer.com](mailto:sundee.williams@bayer.com) if you require any additional information. Thank you for your assistance in this matter.

Kind Regards,

A handwritten signature in black ink, appearing to read "177" followed by a stylized flourish.

Robert Graney  
Bayer CropScience LP

Crop Science  
A Division Of Bayer  
2 T. W. Alexander Drive  
Research Triangle Park, NC 27709

Transfer of Registration  
Required by 40 CFR 152.135

(1) Name, Address and State of incorporation of transferor:

Bayer CropScience LP  
(EPA Company Number 264)  
P.O. Box 12014  
2 T.W. Alexander Drive  
Research Triangle Park, NC 27709  
State of Incorporation: Delaware

(2) Name, Address and State of incorporation of transferee:

BASF Corporation  
(EPA Company Number 7969)  
25 Davis Drive  
Research Triangle Park, NC 27709  
State of Incorporation: Delaware

(3) Names and EPA Registration Numbers of the products being transferred:

<b>EPA Registered Product Name</b>	<b>Current EPA Registration Number</b>	<b>New EPA Registration Number</b>
Votivo FS	264-1108	
Chancellor	264-1112	
BAFI SDN (MUP)	264-1113	
BAFI SDN	264-1114	
Fluopyram ST	264-1167	
Votivo 240 FS	264-1183	

- (4) The transferor, Bayer CropScience LP transfers irrevocably to the transferee, BASF Corporation, all right, title and interest and complete ownership in the EPA Registrations listed in this document in (3) above.
- (5) The transferred registrations shall not serve as collateral or otherwise secure any loan or other payment arrangement or executory promise, and the registrations shall not revert to the transferor unless a new transfer agreement is submitted to and approved by the Agency.
- (6) This transfer is due to a mutual request of transferor and transferee based upon an Asset Sales Agreement between transferor and transferee.
- (7) The transferor and transferee understand that any false statement in this document may be punishable under 18 U.S.C. 1001.
- (8) The transferee understands that its rights and duties concerning registration under FIFRA and Part 40, Chapter 1 of the Code of Federal Regulations will be deemed by EPA to be the same as those of the transferor at the time the transfer is approved.



Robert Graney  
Authorized Representative of Transferor  
Bayer CropScience LP

Aug 22, 2018  
Date



John Arthur  
Authorized Representative of Transferee  
BASF Corporation

Aug 21, 2018  
Date



Notarized Statement  
Required by 40 CFR 152.135(c)

The transferor, Bayer CropScience LP hereby affirms that:

- (1) The person signing the transfer agreement, Robert Graney, is authorized by the registrant to bind the transferor.
- (2) No court order prohibits the transfer, and any required court approvals have been obtained.
- (3) The transfer is authorized under all federal, state and local laws and all relevant corporate charters, bylaws, partnerships, or other agreements.

Kristine Kring  
Kristine Kring

Associate General Counsel, Assistant Secretary  
Authorized Representative of Bayer CropScience LP

1. NOTARIAL CERTIFICATE

UNITED STATES OF AMERICA )

STATE OF North Carolina )

COUNTY OF Durham )

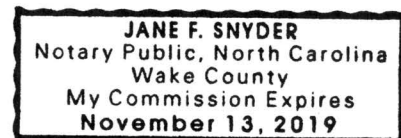
I, Jane F. Snyder, a Notary Public for Wake County and State, do hereby certify  
that Kristine Kring personally appeared before me this day and acknowledged the  
due execution of the foregoing instrument.

Witness my hand and official seal, this the 27<sup>th</sup> day of August, 2018.

Jane F. Snyder  
Notary Public

My commission expires:

Nov. 13, 2019





**Summary Information For  
Product Registration - Section 3  
264-1108**

**Registration #:** 264-1108  
**Registration Name:** [VOTIVO FS](#)  
**Company:** [264 - BAYER CROPSCIENCE LP](#)  
**Current Status:** [Active - Registered \(21-Apr-2010\)](#)  
**Restricted Use:** No

**Active Ingredients**

PC Code	CAS #	Ingredient Name	Percent Active
<a href="#">029072</a>		Bacillus firmus strain I-1582	21.5
Total Rows: 1			

**Organization:** BPPD / MPB  
**Team:** Biologicals & Pollution Prevention Division, PM Team 92  
Kausch, Jeannine 703-347-8920  
**Child Resistant Package:** Product Involve CRP? N/A  
CRP Status? N/A  
CRP Certificate Acceptable? N/A  
CRP Certificate Decision Date: N/A  
Withdraw Date (if voluntary): N/A  
**Signal Word:** Caution  
**Physical Form:** Emulsifiable Concentrate  
**Pesticide Category:** NEMATOCIDE  
**Label Image:** [View Label Image](#)

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**Inert Ingredients**

Close

Print

**Summary Information For  
Product Registration - Section 3  
264-1112**

**Registration #:** 264-1112  
**Registration Name:** [CHANCELLOR](#)  
**Company:** [264 - BAYER CROPSCIENCE LP](#)  
**Current Status:** [Active - Registered \(28-Apr-2008\)](#)  
**Restricted Use:** No

**Active Ingredients**

PC Code	CAS #	Ingredient Name	Percent Active
<a href="#">029072</a>		Bacillus firmus strain I-1582	.66
Total Rows: 1			

**Organization:** BPPD / MPB  
**Team:** Biologicals & Pollution Prevention Division, PM Team 92  
Kausch, Jeannine 703-347-8920  
**Child Resistant Package:** Product Involve CRP? N/A  
CRP Status? N/A  
CRP Certificate Acceptable? N/A  
CRP Certificate Decision Date: N/A  
Withdraw Date (if voluntary): N/A  
**Signal Word:** Caution  
**Physical Form:** Soluble Concentrate  
**Pesticide Category:** NEMATICIDE  
PLANT GROWTH REGULATOR  
**Label Image:** [View Label Image](#)

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**No Inert Ingredients**

Close

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**Summary Information For  
Product Registration - Section 3  
264-1113**

**Registration #:** 264-1113  
**Registration Name:** [BAFI SDN \(MUP\)](#)  
**Company:** [264 - BAYER CROPSCIENCE LP](#)  
**Current Status:** [Active - Registered \(21-Jul-2009\)](#)  
**Restricted Use:** No

**Active Ingredients**

PC Code	CAS #	Ingredient Name	Percent Active
<a href="#">029072</a>		Bacillus firmus strain I-1582	100
Total Rows: 1			

**Organization:** BPPD / MPB  
**Team:** Biologicals & Pollution Prevention Division, PM Team 92  
Kausch, Jeannine 703-347-8920  
**Child Resistant Package:** Product Involve CRP? N/A  
CRP Status? N/A  
CRP Certificate Acceptable? N/A  
CRP Certificate Decision Date: N/A  
Withdraw Date (if voluntary): N/A  
**Signal Word:** Caution  
**Physical Form:** Formulation Intermediate  
**Pesticide Category:** NEMATICIDE  
MICROBIAL PESTICIDE  
**Label Image:** [View Label Image](#)

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**No Inert Ingredients**

[Close](#)[Print](#)

**Summary Information For  
Product Registration - Section 3  
264-1114**

**Registration #:** 264-1114  
**Registration Name:** [BAFI SDN](#)  
**Company:** [264 - BAYER CROPSCIENCE LP](#)  
**Current Status:** [Active - Registered \(18-Aug-2009\)](#)  
**Restricted Use:** No

**Active Ingredients**

PC Code	CAS #	Ingredient Name	Percent Active
<a href="#">029072</a>		Bacillus firmus strain I-1582	100
Total Rows: 1			

**Organization:** BPPD / MPB  
**Team:** Biologicals & Pollution Prevention Division, PM Team 92  
Kausch, Jeannine 703-347-8920  
**Child Resistant Package:** Product Involve CRP? N/A  
CRP Status? N/A  
CRP Certificate Acceptable? N/A  
CRP Certificate Decision Date: N/A  
Withdraw Date (if voluntary): N/A  
**Signal Word:** Caution  
**Physical Form:** Wettable Powder/Dust  
**Pesticide Category:** NEMATOCIDE  
**Label Image:** [View Label Image](#)

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**No Inert Ingredients**

**Summary Information For  
Product Registration - Section 3  
264-1167**

**Registration #:** 264-1167  
**Registration Name:** [Fluopyram ST](#)  
**Company:** [264 - BAYER CROPSCIENCE LP](#)  
**Current Status:** [Active - Registered \(10-Dec-2014\)](#)  
**Restricted Use:** No

**Active Ingredients**

PC Code	CAS #	Ingredient Name	Percent Active
<a href="#">080302</a>	658066-35-4	Fluopyram	48.4
Total Rows: 1			

**Organization:** RD / FHB  
**Team:** Registration Division, Risk Management Team 20  
Joyner, Shaja 703-308-3194  
**Child Resistant Package:** Product Involve CRP? N/A  
CRP Status? N/A  
CRP Certificate Acceptable? N/A  
CRP Certificate Decision Date: N/A  
Withdraw Date (if voluntary): N/A  
**Signal Word:** Caution  
**Physical Form:** Flowable Concentrate  
**Pesticide Category:** FUNGICIDE AND NEMATICIDE  
**Label Image:** [View Label Image](#)

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**Inert Ingredients**

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**Summary Information For  
Product Registration - Section 3  
264-1183**

**Registration #:** 264-1183  
**Registration Name:** [VOTIVO 240 FS](#)  
**Company:** [264 - BAYER CROPSCIENCE LP](#)  
**Current Status:** [Active - Registered \(12-Aug-2015\)](#)  
**Restricted Use:** No

**Active Ingredients**

PC Code	CAS #	Ingredient Name	Percent Active
<a href="#">029072</a>		Bacillus firmus strain I-1582	19.35
Total Rows: 1			

**Organization:** BPPD / MPB  
**Team:** Biologicals & Pollution Prevention Division, PM Team 92  
Kausch, Jeannine 703-347-8920  
**Child Resistant Package:** Product Involve CRP? N/A  
CRP Status? N/A  
CRP Certificate Acceptable? N/A  
CRP Certificate Decision Date: N/A  
Withdraw Date (if voluntary): N/A  
**Signal Word:** Caution  
**Physical Form:** Soluble Concentrate  
**Pesticide Category:** NEMATICIDE  
MICROBIAL PESTICIDE  
**Label Image:** [View Label Image](#)

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**Inert Ingredients**

Close

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**Summary Information For  
Company 264, BAYER CROPSCIENCE LP**

**Company No:** 264  
**Company Name:** BAYER CROPSCIENCE LP  
**Division Name:**  
**Office Name:**  
**Branch Name:**  
**Contact Name:** MR. GEORGE SABBAGH  
**Contact Phone:** (919) 549-2589  
**Agent Name:**  
**Official Address:** 800 N. LINDBERGH BLVD.  
ST. LOUIS, Missouri 63167  
UNITED STATES  
**Date of Current Update:** 25-Apr-2019  
**Reason for Current Update:** Letter from Company

XEE

## Summary Information For *Company 7969, BASF CORPORATION*

**Company No:** 7969  
**Company Name:** BASF CORPORATION  
**Division Name:** AGRICULTURAL PRODUCTS  
**Office Name:**  
**Branch Name:**  
**Contact Name:** DR. CHRIS HOFELT  
**Contact Phone:** (919) 547-2000  
**Agent Name:**  
**Official Address:** 26 DAVIS DRIVE, PO Box 13528  
RESEARCH TRIANGLE PARK, North Carolina 277093528  
UNITED STATES  
**Date of Current Update:** 25-Apr-2019  
**Reason for Current Update:** Letter from Company